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11 *Attorneys for Plaintiff, U.S. Bank National Association, as Trustee, Successor in Interest to Bank*
12 *of America, National Association as Successor by Merger to LaSalle Bank National Association,*
13 *as Trustee for Certificateholders of Bear Stearns Asset Backed Securities I LLC, Asset-Backed*
14 *Certificates, Series 2005-HE6*

15 **UNITED STATES DISTRICT COURT**
16 **DISTRICT OF NEVADA**

17 U.S. BANK NATIONAL ASSOCIATION,
18 AS TRUSTEE, SUCCESSOR IN INTEREST
19 TO BANK OF AMERICA, NATIONAL
20 ASSOCIATION AS SUCCESSOR BY
21 MERGER TO LASALLE BANK
22 NATIONAL ASSOCIATION AS TRUSTEE
23 FOR CERTIFICATEHOLDERS OF BEAR
24 STEARNS ASSET BACKED SECURITIES I
25 LLC, ASSET-BACKED CERTIFICATES,
26 SERIES 2005-HE6,

27 Plaintiff,

28 vs.

FIDELITY NATIONAL TITLE GROUP,
INC.; FIDELITY NATIONAL TITLE
INSURANCE COMPANY; DOE
INDIVIDUALS I through X; and ROE
CORPORATIONS XI through XX, inclusive,

Defendants.

Case No.: 2:20-cv-01955-KJD-VCF

**STIPULATION AND ORDER TO
EXTEND TIME TO RESPOND TO
FIDELITY'S MOTION FOR SUMMARY
JUDGMENT [ECF No. 72]**

(Third Request)

Plaintiff, U.S. Bank National Association, as Trustee, Successor in Interest to Bank of
America, National Association as Successor by Merger to LaSalle Bank National Association, as
Trustee for Certificateholders of Bear Stearns Asset Backed Securities I LLC, Asset-Backed
Certificates, Series 2005-HE6 ("U.S. Bank") and Defendant Fidelity National Title Insurance

1 Company (“Fidelity”), by and through their counsel of record, hereby stipulate and agree as
2 follows:

- 3 1. On September 25, 2023, Fidelity filed a Motion for Summary Judgment [ECF No. 72]
4 (“Motion”);
- 5 2. U.S. Bank’s deadline to respond to Fidelity’s Motion is currently December 15, 2023;
- 6 3. On October 12, 2023, the Nevada Supreme Court issued its opinions in *Deutsche Bank*
7 and *PennyMac*. See *Deutsche Bank*, 139 Nev. Ad. Rep. 45, 536 P.3d 915 (Nev. 2023);
8 *PennyMac*, 2023 Nev. Unpub. LEXIS 732 (Oct. 12, 2023). The remittitur in *PennyMac*
9 was issued on November 6, 2023.
- 10 4. On October 30, 2023, the appellant filed a Petition for Rehearing in *Deutsche Bank*. The
11 Petition for Rehearing was denied on November 13, 2023, and the Court issued the
12 remittitur in *Deutsche Bank* on December 8, 2023.
- 13 5. U.S. Bank, and its counsel, are inventorying and analyzing whether and which cases
14 should be dismissed as a result of *Deutsche Bank*. Several matters have already been
15 dismissed or are in that process. It remains possible that the Parties can negotiate a
16 dismissal without expending additional resources.
- 17 6. U.S. Bank’s counsel is therefore requesting a thirty-one day extension until Monday,
18 January 15, 2024, to file its response to the pending Motion;
- 19 7. Counsel for Fidelity does not oppose the requested extension;

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8. This is the third request for an extension which is made in good faith and not for purposes of delay.

IT IS SO STIPULATED.

DATED this 15th day of December, 2023.

DATED this 15th day of December, 2023.

WRIGHT, FINLAY & ZAK, LLP

EARLY SULLIVAN WRIGHT GIZER &
McRAE LLP

/s/ Lindsay D. Dragon

/s/ Sophia S. Lau

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IT IS SO ORDERED.

Dated: 12/18/2023



UNITED STATES DISTRICT COURT JUDGE